

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

PML NORTH AMERICA, LLC,

Plaintiff,

Case No. 05-CV-70404-DT

v.

Hon. Robert H. Cleland

HARTFORD UNDERWRITERS
INSURANCE COMPANY, ACG
ENTERPRISES OF NC, INC. and
RTP INSURANCE OF DURHAM, NC,

Defendants.

BUTZEL LONG

James J. Giszczak (P46917)
Michael G. Latiff (P51263)
Katherine Donohue Goudie (P62806)
150 West Jefferson, Suite 100
Detroit, MI 48226-4450
(313) 225-7000
Attorneys for Plaintiff

DYKEMA GOSSETT PLLC

Thomas J. Murray (P56331)
39577 Woodward Avenue, Suite 300
Bloomfield Hills, MI 48304-5086
(248) 203-0806
Attorney for Defendant Hartford
Underwriters Insurance Company

Keith Bishop, Esq. (N.C. Bar No. 18918)
Madison Center, Suite 105
1802 Martin Luther King, Jr. Parkway
Durham, North Carolina 27707
(919) 490-1855
Attorney for Defendant ACG Enterprises
of NC, Inc.

John Edward Gilchrist, pro se
3325 Chapel Hill Blvd., Suite 145
Durham, NC 27707
(919) 401-6556
Defendant RTP Insurance of Durham,
NC

Mark A. Haywood, Esq. (P49366)
1274 Library St., Suite 303
Detroit, MI 48226
(313) 967-9322
Co-counsel for Defendant ACG
Enterprises of NC, Inc.

PRESERVATION ORDER

At a session of said Court held in the United States
District Court, Eastern District of Michigan, in the City
of Detroit, Michigan on
_____12/14/05_____.

PRESENT: **HONORABLE ROBERT H. CLELAND**
United States District Court Judge

The Court having reviewed the stipulation of the parties, and the Court being
otherwise duly advised in the premises;

IT IS HEREBY ORDERED that Plaintiff PML North America, LLC and Defendants
Hartford Underwriters Insurance Company, ACG Enterprises of NC, Inc., and RTP
Insurance of Durham, NC (collectively referred to as "Defendants"), including any of
their present and former agents, employees, representatives, and custodians of record,
not destroy, conceal, or alter any evidence which relates to the claims made in this
case, including, but not limited to, hard copies, electronic files, word processing
documents, spreadsheets, databases, calendars, telephone logs, contact information,
Internet usage files, offline storage or information stored on removable media,
information contained on laptops or other portable devices, network access information,
phone logs, fax logs, electronic mail, fax cover sheets, and other electronic storage
media. All evidence is to be preserved in its native format as kept in the regular course
of business, including all types of metadata.

IT IS FURTHER ORDERED that Plaintiff and Defendants preserve all existing
electronic copies of a document even if Plaintiff and Defendants also have in their
possession or have already produced a paper copy of the document.

IT IS FURTHER ORDERED that Plaintiff and Defendants preserve all equipment where electronic data may reside including, but not limited to, office and home computers, office and home fax machines, palm pilots, laptops, and cellular phones.

IT IS FURTHER ORDERED that by stipulating to the entry of this Preservation Order, Plaintiff and Defendants do not waive their right to assert the attorney work product and attorney-client privileges, and any other applicable privilege under the law.

IT IS SO ORDERED.

S/Robert H. Cleland
ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

Dated: December 14, 2005

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, December 14, 2005, by electronic and/or ordinary mail.

S/Lisa Wagner
Case Manager and Deputy Clerk
(313) 234-5522